

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Evers et al.	Examiner:	Alexander, Reginald
Application No.:	10/589,796	Group Art Unit:	3742
Confirmation No:	2394	Docket:	903-197 PCT/US
Filed:	October 5, 2006	Dated:	October 29, 2009
§371(c) Date:	October 5, 2006		
For:	DISPENSING OF A SUBSTANCE		

Commissioner for Patents
P.O. Box 1450
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Dated: October 29, 2009

Signature John S. Sopko /John S. Sopko/

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This is in response to the Requirement for Restriction, mailed October 23, 2009, a reply to which is due one month, i.e., November 23, 2009.

The application is subject to a restriction requirement. The Examiner requires restriction among the species of the claimed invention as shown in claims 71-154.

The Examiner has restricted the invention under 35 U.S.C. §121 & §372 as allegedly lacking a single general inventive concept under PCT Rule 13.1, as follows:

Group I: claims 71-103, drawn to a container and dispenser arrangement;

Group II: claims 104-140, drawn to a container containing a substance;

Group III: claims 141-148, drawn to a method of manufacturing the container;

Group IV: claims 149-150, drawn to a method for opening a container;

Group V: claims 151, drawn to a method for preparing a drink;

Group VI: claims 152, drawn to a serving bottle;

Group VII: claims 153, drawn to a CO₂ bottle; and

Group VII: claims 154, drawn to a method for cleaning a dispensing apparatus.

Applicants elect to prosecute Group I, claims 71-103.

Applicants preserve the right to file a divisional application to any or all of the non-elected claims. Applicants further preserve the right to request rejoinder of any non-elected claims, including but not limited to, requesting rejoinder following amendments to any withdrawn claim.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication, or credit any overpayment, to Deposit Account No. 08-2461. Such authorization includes authorization to charge fees for extensions of time, if any, under 37 C.F.R § 1.17 and also should be treated as a constructive petition for an extension of time in this reply or any future reply pursuant to 37 C.F.R. § 1.136.

Should the Examiner have any questions, the Examiner is respectfully invited to contact the undersigned attorney at the telephone number set forth below.

Respectfully submitted,

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